# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

300 Quarropas Street White Plains, NY 10601

IN RE: Gale Deleon Ramos CASE NO.: 06–22404–ash

aka Gale Deleon

SSN/TAX ID: xxx-xx-5150 CHAPTER: 7

# DISCHARGE OF DEBTOR ORDER OF FINAL DECREE

A petition under chapter 7 of title 11, United States Code was filed by or against the Debtor(s) on 6/30/06; an order for relief was entered under chapter 7; no order denying a discharge has been granted. The Debtor's estate has been fully administered.

#### IT IS ORDERED THAT:

- 1. The Debtor is released from all dischargeable debts.
- 2. Any judgment not obtained in this court is null and void as to the personal liability of the Debtor(s) regarding the following:
- (a) debts dischargeable under 11 U.S.C. § 523(a);
- (b) debts alleged to be excepted from discharge under 11 U.S.C. § 523(a)(2),(4),(6) or (15) unless determined by this court to be nondischargeable;
- (c) debts determined by this court to be discharged.
- 3. All creditors whose debts are discharged by this order or whose judgments are declared null and void in 2 above, are enjoined from instituting or continuing any action, employing any process or engaging in any act to collect such debts as personal liabilities of the Debtor(s).
- 4. Marianne T. O'Toole is discharged as the Trustee of the Debtor's estate and the bond is cancelled. The chapter 7 case of the Debtor(s) is closed.

Dated: 10/24/06 Adlai S. Hardin Jr., Bankruptcy Judge

# EXPLANATION OF BANKRUPTCY DISCHARGE IN A CHAPTER 7 CASE

This court order grants a discharge to the person named as the debtor. It is not a dismissal of the case and it does not determine how much money, if any, the trustee will pay to creditors.

### **Collection of Discharged Debts Prohibited**

The discharge prohibits any attempt to collect from the debtor a debt that has been discharged. For example, a creditor is not permitted to contact a debtor by mail, phone, or otherwise, to file or continue a lawsuit, to attach wages or other property, or to take any other action to collect a discharged debt from the debtor. [In a case involving community property:] [There are also special rules that protect certain community property owned by the debtor's spouse, even if that spouse did not file a bankruptcy case.] A creditor who violates this order can be required to pay damages and attorney's fees to the debtor.

However, a creditor may have the right to enforce a valid lien, such as a mortgage or security interest, against the debtor's property after the bankruptcy, if that lien was not avoided or eliminated in the bankruptcy case. Also, a debtor may voluntarily pay any debt that has been discharged.

## **Debts That are Discharged**

The chapter 7 discharge order eliminates a debtor's legal obligation to pay a debt that is discharged. Most, but not all, types of debts are discharged if the debt existed on the date the bankruptcy case was filed. (If this case was begun under a different chapter of the Bankruptcy Code and converted to chapter 7, the discharge applies to debts owed when the bankruptcy case was converted.)

### **Debts that are Not Discharged.**

Some of the common types of debts which are <u>not</u> discharged in a chapter 7 bankruptcy case are:

- a. Debts for most taxes;
- b. Debts that are in the nature of alimony, maintenance, or support;
- c. Debts for most student loans;
- d. Debts for most fines, penalties, forfeitures, or criminal restitution obligations;
- e. Debts for personal injuries or death caused by the debtor's operation of a motor vehicle while intoxicated;
- f. Some debts which were not properly listed by the debtor;
- g. Debts that the bankruptcy court specifically has decided or will decide in this bankruptcy case are not discharged;
- h. Debts for which the debtor has given up the discharge protections by signing a reaffirmation agreement in compliance with the Bankruptcy Code requirements for reaffirmation of debts.

This information is only a general summary of the bankruptcy discharge. There are exceptions to these general rules. Because the law is complicated, you may want to consult an attorney to determine the exact effect of the discharge in this case.

## BAE SYSTEMS

#### Bankruptcy Noticing Center 2525 Network Place, 3rd Floor Herndon, Virginia 20171-3514

District/off: 0208-7

# CERTIFICATE OF SERVICE

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Date Rcvd: Oct 24, 2006

Case: 06-22404 Form ID: 155 Total Served: 15 The following entities were served by first class mail on Oct 26, 2006.

db +Gale Deleon Ramos, 34 Zugibe Court, West Haverstraw, NY 10993

aty +Shmuel Klein, Law Office of Shmuel Klein P.C., 268 Route 59, West Haverstraw, NY 10993-1249 Spring Valley, NY 10977-5224 +Marianne T. O'Toole, Marianne T. O'Toole, LLC, 20 Valley Road, Suite One, tr Katonah, NY 10536-2106 +N.Y. State Unemployment Insurance Fund, P.O. Box 551, Albany, NY 12201-0551 smq smg New York State Tax Commission, Bankruptcy/Special Procedures Section, P.O. Box 5300, Albany, NY 12205-0300 +United States Trustee, ust 33 Whitehall Street, 21st Floor New York, NY 10004-2122 AMERICAN EXPRESS, PO BOX 7863, FORT LA
++AMERICAN HONDA FINANCE, P O BOX 168088, FORT LAUDERDALE, FL 33329 168088, IRVING TX 75016-8088 4215617 4215624 (address filed with court: HONDA FINANCIAL SERVICES, CBUSASEARS, PO BOX 6189, SIOUX FALLS, SD 57117-6189 CITI, PO BOX 6241, SIOUX FALLS, SD 57117-6241 PO BOX 166469, IRVING, TX 75016-6469) 4215618 +CBUSASEARS, PO BOX +CITI, PO BOX 6241, 4215619 +CITI, PO BOX 45165. 4215620 JACKSONVILLE, FL 32232-5165 +CITI, P.O. BOX182149, COLUMBUS, OH 43218-2149 4215625 SEARS, The following entities were served by electronic transmission on Oct 24, 2006. +EDI: HNDA.COM Oct 24 2006 16:06:00 IRVING, TX 75016-6469 HONDA FINANCIAL SERVICES, PO BOX 166469, 4215624 4229425 EDI: BECKLEE.COM Oct 24 2006 16:06:00 American Express Centurion Bank, Malvern PA 19355-0701 c/o Becket and Lee LLP, POB 3001, +EDI: SEARS.COM Oct 24 2006 16:06:00 4215618 PO BOX 6189, CBUSASEARS, SIOUX FALLS, SD 57117-6189 4215619 +EDI: CITICORP.COM Oct 24 2006 16:06:00 CITI, PO BOX 6241, SIOUX FALLS, SD 57117-6241 4215620 +EDI: CITICORP.COM Oct 24 2006 16:06:00 CITI, PO BOX 45165, JACKSONVILLE, FL 32232-5165 +EDI: TSYS.COM Oct 24 2006 16:06:00 +EDI: TSYS.COM Oct 24 2006 16:06:00 4215622 GE MONEY BANK, P.O. BOX 981064, EL PASO, TX 79998-1064 4215623 GEMB/GAP, PO BOX 981400, EL PASO, TX 79998-1400 SEARS, P.O. BOX182149, 4215625 EDI: SEARS.COM Oct 24 2006 16:06:00 COLUMBUS, OH 43218-2149 TOTAL: 8 \*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\* TOTAL: 0 NONE. Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.PR.2002(g)(4).

User: awilrodri

I, Joseph Speetjens, declare under the penalty of perjury that I have served the attached document on the above listed entities in the manner shown, and prepared the Certificate of Service and that it is true and correct to the best of my information and belief.

First Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Oct 26, 2006 Signature:

Joseph Spertiers